

Note from the Codifier: The OAH website includes notices and the text of proposed temporary rules as required by G.S. 150B-21.1(a1). Prior to the agency adopting the temporary rule, the agency must hold a public hearing no less than five days after the rule and notice have been published and must accept comments for at least 15 business days.
For questions, you may contact the Office of Administrative Hearings at 984-236-1850 or email oah.postmaster@oah.nc.gov.

TITLE 21 – OCCUPATIONAL LICENSING BOARDS AND COMMISSIONS

CHAPTER 18 – BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS

Notice is hereby given in accordance with G.S. 150B-21.1 that the Board of Examiners of Electrical Contractors intends to adopt the rule cited as 21 NCAC 18B .0308.

Codifier of Rules received for publication the following notice and proposed temporary rule on: September 30, 2021.

Public Hearing:

Date: October 22, 2021

Time: 8:00 a.m.

Location: 3101 Industrial Drive, Suite 206, Raleigh, NC 27609

Reason for Proposed Temporary Action: The effective date of a recent act of the General Assembly or of the U.S. Congress. Session Law 2021-122 allows for the bidding of projects by licensees of the State Board of Examiners of Electrical Contractors even if those projects include work requiring a license issued by either the State Licensing Board for General Contractors or the State Board of Examiners of Plumbing, Heating and Fire Sprinkler Contractors under certain conditions and subject to rules adopted by the State Board of Examiners of Electrical Contractors. Temporary rules are needed to provide clarity to the marketplace for contractors.

Comment Procedures: Comments from the public shall be directed to: Tim Norman, 3101 Industrial Drive, Suite 206, Raleigh, NC 27609. The comment period begins October 1, 2021 and ends October 28, 2021.

SUBCHAPTER 18B - BOARD'S RULES FOR THE IMPLEMENTATION OF THE ELECTRICAL

SECTION .0300 - DEFINITIONS AND EXPLANATIONS OF TERMS APPLICABLE TO LICENSING

21 NCAC 18B .0308 BIDDING PROJECTS PURSUANT TO G.S. 87-1.1

If a building project is bid or performed pursuant to G.S. 87-1.1:

- (1) the total amount of work to be performed by all licensed general contractors shall not exceed 25 percent of the total bid price;
- (2) the total amount of work to be performed by all licensed contractors issued a license by the State Board of Plumbing, Heating and Fire Sprinkler Contractors under G.S. 87-21 shall not exceed 25 percent of the total bid price.

Authority G.S. 87-1.1; 87-42; S.L. 2021-122.